

PATENTS

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re Application of:

JEAN-CLAUDE YVIN, ET AL.

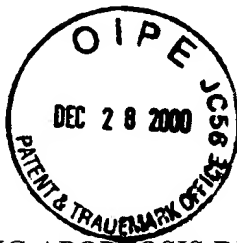
Serial No. 09/601,665

Filed: AUGUST 3, 2000

For: MEDICINE FOR TREATING APOPTOSIS DYSFUNCTIONS
CONTAINING OLIGOSACCHARIDES

Docket No. 16721-0023

#4



RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Attention: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith are papers in the above-identified application.

- ☒ Formalities Letter – Notification of Missing Requirements....
☒ Declaration and Power of Attorney.
☒ Petition for Extension of Time Under 37 C.F.R. § 1.136.
☒ The additional fee is calculated as shown below.
☐ Applicant claims small entity status.

FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE			\$355		\$710	
TOTAL CLAIMS	- 20 =		x9 =		x18 =	
INDEP. CLAIMS	- 3 =		x40 =		x80 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =		+270 =	
<input checked="" type="checkbox"/> LATE-FILING SURCHARGE			+65 =		+130 =	\$130.00
<input type="checkbox"/> FOREIGN LANGUAGE SURCHARGE			+130 =		+130 =	
<input type="checkbox"/> OTHER					+435 =	
130.00 OP			TOTAL		TOTAL	\$130

01/04/2001 UEDUVIJE 00000043 09601665

01 FC:154
02 FC:117

130.00 OP
890.00 OP

- ☒ A check in the amount of **\$1,020** is attached (\$890- 3 mo. extension of time; \$130 late-filing surcharge).
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment, to Account No. 11-0855. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20224 on December 22, 2000 .

Roger T. Frost, Reg. No. 22,176

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08/601665



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT
Washington, D.C. 20231

16721-0023

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DCKET# NO. 99-00229
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ROGER T. FROST
JONES & ASKEW
2400 MONARCH TOWER
3424 PEACHTREE ROAD NE
ATLANTA GA 30326

INTERNATIONAL APPLICATION NO.	02/03/99	02/03/98
I.A. FILING DATE	PRIORITY DATE	08/32/00

DATE MAILED: 22 AUG 2000

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☐ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
 - ☐ a non-English language.
 - ☐ English.

RECEIVED

AUG 30 2000

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- ☐ Translation of the international application into English.
- ☐ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
- ☐ Preliminary amendment(s) filed _____ and _____.
- ☐ Information Disclosure Statement(s) filed _____ and _____.
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____.
- ☐ Verified Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☒ Other:

not entered incomplete
claims - 4/5 missing

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

- Enclosed:
- ☐ PCT/DO/EO/917
 - ☐ PTO-875
 - ☐ Notice of Defective Translation
- FORM PCT/DO/EO/905 (December 1997)

Telephone: 703-305-3656

Patricia Kidwell Paralegal